

AMENDED APPLICATION FOR PERMIT

Serial No. 7123

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office MAY 26 1924
Returned to applicant for correction MAY 31 1924
Corrected application filed JUN 24 1924

The undersigned J. C. Wholey Name of applicant
of Cortez, County of Lander

State of Nevada, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation.)

1. The source of the proposed appropriation is Fileria Stream and Tributaries Name of stream, lake, or other source

2. The amount of water applied for is 2/10 second-feet. One-second-foot equals 40 miners' inches

3. The water to be used for Irrigation and Domestic Irrigation, power, mining, manufacturing, domestic, or other use

4. The water is to be diverted from its source at the following point: whence to Sharp Pk. N. of Red Mtn. bears N. 85°20' E. whence to wind mill, bears S. 52° E. whence to top of Elephant Head Mtn. bears N. 25° 40' W. (Unsurveyed) situate in NW 1/4 NE 1/4 Sec. 35, T. 26 N. R. 44 E. M.D.M. (unsurveyed)

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

(a) Number of acres to be irrigated is 20

(b) Description of land to be irrigated Unsurveyed land will be found in Secs. 28 and 35, T. 26 N., R. 45 E. M.D.M. NE 1/4 NE 1/4 SW 1/4 Sec. 28 T. 26 N., R. 45 E. M.D.M. SE 1/4 SE 1/4 NW 1/4 Sec. 28 = 20 ac

(c) Irrigation will begin about Mar. 15th and end about July 1st of each year.

IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

(d) Power to be developed is horsepower.

(e) Works to be located

(f) Point of return of water to stream Not returned to Stream

(g) Remarks

DESCRIPTION OF PROPOSED WORKS

The water is to be diverted by means of a small dam and conducted to State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water and upon the land by means of a ditch 1 x 2 feet wide.

is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works Two Hundred Dollars (\$200.00)

6. Estimated time required to construct works 3 years

7. Remarks For use of applicant

J.C. Wholey, Applicant.

By

Compared MB-MC

This sheet inspected, Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to all prior rights on the source. A substantial headgate and weir must be installed and maintained at or near the point of diversion to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water herein granted at any and all times. It is distinctly understood that applicant agrees to the terms herein contained.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.2 cubic feet per second.

Actual construction work shall begin on or before July 17, 1925

Proof of commencement of work shall be filed before August 17, 1925

Work must be prosecuted with reasonable diligence and be completed on or before July 17, 1927

Proof of completion of work shall be filed before August 17, 1927

Application of water to beneficial use shall be made on or before

July 17, 1928. Proof of the application of water to beneficial

use must be filed with State Engineer on or before August 17, 1928

Proof of labor filed JUL 24 1925

Proof of Beneficial use filed - 11-1-30

Proof of completion of work filed Mar. 31, 1928

WITNESS MY HAND AND SEAL this 17th day

of February, 1925.

Certificate No. 11-81 Issued March 21 1925

Recorded 3/24/22 Bk. a Page 402

Lander County Records

State Engineer.

Compared MB-MC